

FORM PTO 1390 (REV. 5-93) US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY DOCKET NUMBER 2005_0714A
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. §371		
International Application No. PCT/JP2003/010627	International Filing Date August 22, 2003	Priority Date Claimed November 18, 2002
Title of Invention AGENT FOR TREATING CHONDROMA AND CHONDROSARCOMA		
Applicant(s) For DO/EO/US Hideki YOSHIKAWA, Takahiro MIYAJI		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. §371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. §371. 3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1). 4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. §371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) 6. <input checked="" type="checkbox"/> A translation of the International Application into English (35 U.S.C. §371(c)(2)). ATTACHMENT A 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)). <ul style="list-style-type: none"> a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19. 9. <input checked="" type="checkbox"/> An <u>executed</u> oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)). ATTACHMENT B 10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)). 		
Items 11. to 14. below concern other document(s) or information included:		
<ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. ATTACHMENT C 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. ATTACHMENT D 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. ATTACHMENT E <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 14. <input checked="" type="checkbox"/> Other items or information: <ul style="list-style-type: none"> ▪ Cover Letter with 5 Deposit Receipts - ATTACHMENT F ▪ WO 2004/045643 - ATTACHMENT G 		

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEE FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975.

U.S. APPLICATION NO. NEW 107533584		INTERNATIONAL APPLICATION NO. PCT/JP2003/010627	ATTORNEY'S DOCKET NO. 2005_0714A
15. [X] The following fees are submitted		CALCULATIONS	
Basic National Stage Fee		\$300.00	
National Stage Search Fee		\$400.00	
National Stage Examination Fee		\$200.00	
Specification/drawings in excess of 100 pages (units of 50 x \$250.00) =		\$	
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$900.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$	
Claims	Number Filed	Number Extra	Rate
Total Claims	9 -20 =	0	X \$50.00
Independent Claims	2 - 3 =	0	X \$200.00
Multiple dependent claim(s) (if applicable)		+ \$360.00	
TOTAL OF ABOVE CALCULATIONS =		\$900.00	
<input type="checkbox"/> Small Entity Status is hereby asserted. Above fees are reduced by 1/2.		\$	
SUBTOTAL =		\$900.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).		+	
TOTAL NATIONAL FEE =		\$900.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +		\$40.00	
TOTAL FEES ENCLOSED =		\$940.00	
		Amount to be refunded	\$
		Amount to be charged	\$
<p>a. [X] A check in the amount of <u>\$940.00</u> to cover the above fees is enclosed. A duplicate copy of this form is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 23-0975 in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0975</u>.</p>			
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>			
19. CORRESPONDENCE ADDRESS		<p>By: <u>Warren Cheeky</u> Warren M. Cheeky, Jr. Registration No. 33,367</p> <p>WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021 Phone:(202) 721-8200 Fax:(202) 721-8250</p> <p>May 3, 2005</p>	
CUSTOMER NO.		<p>[CHECK NO.] <u>68041</u> <small>[2005_0714A]</small></p>	

10/533584

JC14 Rec'd PCT/PTO 03 MAY 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Hideki YOSHIKAWA et al. : Mail Stop: PCT
Serial No. NEW : Attorney Docket No. 2005_0714A
Filed May 3, 2005 :

AGENT FOR TREATING CHONDROMA
AND CHONDROSARCOMA
[Corresponding to PCT/JP2003/010627
Filed August 22, 2003]

SUBMISSION OF DEPOSIT RECEIPTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

There is submitted herewith five(5) receipts of deposit of the microorganisms referred to in the specification.

The deposits have been made under the International Budapest Treaty as accession numbers FERM BP-5627; FERM BP-5628; FERM BP-5629; FERM BP-5630; and FERM BP-5631.

Respectfully submitted,

Hideki YOSHIKAWA et al.

By

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May 3, 2005